

# CITY OF ANGELS CITY COUNCIL MINUTES

**Tuesday, October 16, 2012**

Council Members Present: Elaine Morris (Mayor), Jack Lynch (Vice Mayor), Stuart Raggio, Roger Neuman and Scott Behiel

Staff Present: Michael McHatten, Dave Hanham, Todd Fordahl, Vanessa Apodaca and Mary Kelly

## **3:30 p.m. CALL TO ORDER**

### **ADJOURN TO CLOSED SESSION**

PURSUANT TO CALIFORNIA CODE SECTION 54957: Performance Evaluation – City Administrator

## **4:00 p.m. CITY COUNCIL/PLANNING COMMISSION WORKSHOP**

The City Administrator showed a PowerPoint presentation outlining project priorities provided by the City, Planning Commission and Destination Angels Camp. He explained that the priorities from the three agencies all have some impact on the Planning Commission.

**Direction: Workshop between the City Council and Planning Commission to be scheduled for December 4<sup>th</sup>.**

## **6:00 p.m. REGULAR MEETING**

### **ACTION TAKEN IN CLOSED SESSION**

PURSUANT TO CALIFORNIA CODE SECTION 54957: Performance Evaluation – City Administrator

Action: The Council completed the evaluation of the City Administrator and offered a contract for 5 years retroactive to August 18, 2012. The vote was unanimous.

### **APPROVAL OF AGENDA**

MOTION by Council Member Lynch, seconded by Council Member Raggio and carried 5-0 APPROVING THE AGENDA AS PRESENTED

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### **STAFF UPDATES**

**Mary Kelly** – City Clerk  
Yard Bash will be November 6, 2012.

**Michael McHatten** – City Administrator  
Referred to his report in the packet.

### **COUNCIL UPDATES**

#### **Roger Neuman**

- Attended LLD, C.A. evaluation meeting with Council Member Behiel, ACBA meeting on business signs and off-street parking and three DAC meetings.

#### **Jack Lynch**

- Attended CalLafco conference where the importance of staff leading discussion of the sphere of influence. Suggested there be an MOA to document all discussion on sphere for historical reference. Also discussed Lafco's role in promoting service and Agricultural land concerns.

## **PUBLIC COMMENTS**

Tey Cross – President of ACBA

Tey reported that the Centennial kickoff held on 9/28 was attended by about 300 people. The attendance at the celebration on the 29<sup>th</sup> was estimated at 4,000-4,500 people.

## **CONSENT AGENDA**

Council Member Lynch removed item 'B' from consent for discussion.

MOTION by Council Member Raggio, seconded by Council Member Neuman and carried 5-0 ADOPTING CONSENT AGENDA ITEMS 'A' and 'C' AS PRESENTED:

- a. Approve Minutes of Regular meeting October 2, 2012
- c. Approval of check register

Consent Agenda Item 'b': Adopt Resolution No. 12-24 – Notice of Completion Gold Cliff Sewer Repair Project. Council Member Lynch commented on the importance of this project and two other sewer repair projects completed within the City.

MOTION by Council Member Lynch, seconded by Council Member Raggio and carried 5-0 ADOPTING CONSENT AGENDA ITEM 'B' AS PRESENTED.

## **REGULAR AGENDA**

### **1. (A) PUBLIC HEARING: ADOPT ORDINANCE NO.459 DELETING CHAPTER 17.45 OF TITLE 17 OF THE CITY OF ANGELS MUNICIPAL CODE: H HISTORIC COMBINING DISTRICT**

6:35 p.m. Public Hearing Opened  
There being no comment from the public, the Hearing was closed.

6:36 p.m. Public Hearing Closed

MOTION by Council Member Neuman, seconded by Council Member Lynch and carried 5-0 ADOPTING ORDINANCE NO. 459 INTRODUCED SEPTEMBER 18, 2012. AN ORDINANCE DELETING CHAPTER 17.45 OF TITLE 17 (H HISTORICAL COMBINING DISTRICT) OF THE CITY OF ANGELS MUNICIPAL CODE – UNIFORM CODE AND BUILDING PERMITS

### **(B) PUBLIC HEARING: ADOPT ORDINANCE NO.460 ADDING CHAPTER 17.26, HISTORICAL COMMERCIAL DISTRICT TO TITLE 17 OF THE CITY OF ANGELS MUNICIPAL CODE**

6:45 p.m. Public Hearing Opened

**Anne Forrest** – Tryon Road

Asked for clarification on the statement that interior space cannot be altered. The Planning Director explained that the statement meant the alterations do not have to go to the Planning Commission for approval. The Planning Director will review.

6:36 p.m. Public Hearing Closed

MOTION by Council Member Lynch, seconded by Council Member Neuman and carried 5-0 ADOPTING ORDINANCE NO.460. AN ORDINANCE ADDING CHAPTER 17.26,

HISTORICAL COMMERCIAL DISTRICT TO TITLE 17 OF THE CITY OF ANGELS  
MUNICIPAL CODE

2. **PUBLIC HEARING: ADOPT ORDINANCE NO.455 AMENDING TITLE 17, ZONING,  
CHAPTER 69, OFF- STREET PARKING OF THE CITY OF ANGELS MUNICIPAL CODE**

The Planning Director gave a PowerPoint presentation outlining the background of this ordinance.

7:05 p.m.          Public Hearing Opened

**Wes Kulm** – Greenhorn Creek Resident

A copy of his comments was included in the packet. He stated that certain areas in the ordinance needed greater clarification and explained his reasoning.

7:06 p.m.          Public Hearing Closed

Council Member Behiel repeated the concerns he has had since this ordinance was brought forward. He feels this ordinance will restrict new business coming into the City and feels that the “in Lieu” for parking is a money grab. He said there is nowhere in the City except the Historic District where there is a parking problem. He also asked that the wording under Section 17.69.050 ‘C’ be changed to read “.....may be required” from “...shall be required”.

Council Member Neuman questioned the requirements for childcare facility parking. The Planning Director explained that this must be approved by Site Review Committee.

Council Member Lynch said he agreed with Mr. Kulm’s comments and suggested they be incorporated into the ordinance.

The City Administrator asked Council Member Behiel to clarify the changes he wants in the ordinance. The Planning Director reported that if there are significant changes, the ordinance should go back to the Planning Commission for review. Mr. Behiel said he would like any new parking (space) requirements gone and to keep the same requirements as is on the current ordinance.

**MOTION** by Council Member Neuman and seconded by Council Member Raggio and carried 4-1 with Council Member Behiel voting ‘NO’, **DIRECTING STAFF TO AMEND THE PROPOSED ORDINANCE TO INCLUDE COMMENTS MADE BY MR. KULM AND CONTINUE THE PUBLIC HEARING TO THE NOVEMBER 20<sup>TH</sup> COUNCIL MEETING.**

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**MEETING WAS ADJOURNED AT 7:45 P.M.**

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Elaine Morris  
Mayor

ATTEST:

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Mary Kelly  
City Clerk